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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. FIW-004.01

First Inventor Gloria Ro Kolb

Title Open Lumen Stents

Express Mail Label No. EV 327719054 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- Applicant claims small entity status.
See 37 CFR 1.27.
- Specification [Total Pages 19]
 - Descriptive title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- Drawing(s) (35 U.S.C. 113) [Total Sheets 6]
- Oath or Declaration [Total Sheets 1]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63 (d))
(for a continuation/divisional with Box 18 completed)
 - i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATIONS PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 C.F.R. 3.73(b) Statement Power of (when there is an assignee) Attorney
11. English Translation Document (if applicable)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP)

of prior application No: _____ / _____

Prior application information: Examiner _____ Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS Customer Number

25181

OR Correspondence address below

Name Foley Hoag LLP

Address

City

State

Zip Code

Country

Telephone

Fax

Name (Print/Type)

Scott E. Kapholz

Registration No. (Attorney/Agent)

48,543

Signature

Date December 5, 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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 17548 U.S.P.T.O.
10/731262


FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 707.00)

| Complete if Known | |
|----------------------|------------------|
| Application Number | |
| Filing Date | December 5, 2003 |
| First Named Inventor | Gloria Ro Kolb |
| Examiner Name | |
| Art Unit | |
| Attorney Docket No. | FIW-004.01 |

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Other None
Order
 Deposit Account:

Deposit Account Number

Deposit Account Name

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any underpayment of required fees
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity |
|--------------|--------------|
|--------------|--------------|

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|----------|----------|----------|----------|------------------------|-------------------------------------|
| 1001 | 770 | 2001 | 385 | Utility filing fee | <input type="text" value="385.00"/> |
| 1002 | 340 | 2002 | 170 | Design filing fee | <input type="text"/> |
| 1003 | 530 | 2003 | 265 | Plant filing fee | <input type="text"/> |
| 1004 | 770 | 2004 | 385 | Reissue filing fee | <input type="text"/> |
| 1005 | 160 | 2005 | 80 | Provisional filing fee | <input type="text"/> |

SUBTOTAL (1)

(\$ 385.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | | Extra Claims | Fee from below | Fee Paid |
|--------------------|---------------------------------|--------------|-----------------------------------|---|
| Total Claims | <input type="text" value="51"/> | -20 ** | = <input type="text" value="31"/> | X <input type="text" value="9"/> = <input type="text" value="279"/> |
| Independent Claims | <input type="text" value="4"/> | -3 ** | = <input type="text" value="1"/> | X <input type="text" value="43"/> = <input type="text" value="43"/> |
| Multiple Dependent | | | X <input type="text"/> | = <input type="text" value="0"/> |

| Large Entity | Small Entity |
|--------------|--------------|
|--------------|--------------|

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description |
|----------|----------|----------|----------|--|
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 86 | 2201 | 43 | Independent claims in excess of 3 |
| 1203 | 290 | 2203 | 145 | Multiple dependent claim, if not paid |
| 1204 | 86 | 2204 | 43 | ** Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)

(\$ 322)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

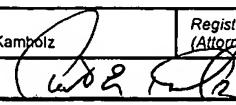
| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description | Fee Paid |
|--------------|--------------|----------|----------|--|----------------------|
| | | 1051 | 130 | Surcharge - late filing fee or oath | <input type="text"/> |
| | | 1052 | 50 | Surcharge - late provisional filing fee or cover sheet | <input type="text"/> |
| | | 1053 | 130 | Non-English specification | <input type="text"/> |
| | | 1812 | 2,520 | For filing a request for reexamination | <input type="text"/> |
| | | 1804 | 920* | Requesting publication of SIR prior to Examiner action | <input type="text"/> |
| | | 1805 | 1,840* | Requesting publication of SIR after Examiner action | <input type="text"/> |
| | | 1251 | 110 | Extension for reply within first month | <input type="text"/> |
| | | 1252 | 420 | Extension for reply within second month | <input type="text"/> |
| | | 1253 | 950 | Extension for reply within third month | <input type="text"/> |
| | | 1254 | 1,480 | Extension for reply within fourth month | <input type="text"/> |
| | | 1255 | 2,010 | Extension for reply within fifth month | <input type="text"/> |
| | | 1401 | 330 | Notice of Appeal | <input type="text"/> |
| | | 1402 | 330 | Filing a brief in support of an appeal | <input type="text"/> |
| | | 1403 | 290 | Request for oral hearing | <input type="text"/> |
| | | 1451 | 1,510 | Petition to institute a public use proceeding | <input type="text"/> |
| | | 1452 | 110 | Petition to revive – unavoidable | <input type="text"/> |
| | | 1453 | 1,330 | Petition to revive – unintentional | <input type="text"/> |
| | | 1501 | 1,330 | Utility issue fee (or reissue) | <input type="text"/> |
| | | 1502 | 480 | Design issue fee | <input type="text"/> |
| | | 1503 | 640 | Plant issue fee | <input type="text"/> |
| | | 1460 | 130 | Petitions to the Commissioner | <input type="text"/> |
| | | 1807 | 50 | Processing fee under 37 CFR 1.17 (q) | <input type="text"/> |
| | | 1806 | 180 | Submission of Information Disclosure Stmt | <input type="text"/> |
| | | 8021 | 40 | Recording each patent assignment per property (times number of properties) | <input type="text"/> |
| | | 1809 | 770 | Filing a submission after final rejection (37 CFR § 1.129(a)) | <input type="text"/> |
| | | 1810 | 770 | For each additional invention to be examined (37 CFR § 1.129(b)) | <input type="text"/> |
| | | 1801 | 770 | Request for Continued Examination (RCE) | <input type="text"/> |
| | | 1802 | 900 | Request for expedited examination of a design application | <input type="text"/> |
| | | | | Other fee (specify) _____ | <input type="text"/> |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 0)

**or number previously paid, if greater; For Reissues, see above

| SUBMITTED BY | | Complete if applicable | | |
|-------------------|---|--------------------------------------|--------|------------------------|
| Name (Print/Type) | Scott E. Kamholz | Registration No. (Attorney/Agent) | 48,543 | Telephone 617 832-1230 |
| Signature |  | | Date | December 5, 2003 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Certificate of Express Mailing under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to:

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on December 5, 2003.

Date



Signature

Scott E. Kamholz

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Foley Hoag LLP
World Trade Center West
155 Seaport Blvd.
Boston, MA 02210
(617) 832-1000
Attorney Docket No: FIW-004.01

Submission Consisting of: Utility Patent Application Transmittal (1 page); Certificate of Express Mailing (1 page); Fee Transmittal for FY 2004 (1 page, 2 copies); Patent Specification (19 pages); 6 Sheets of Drawings (Figs. 1-27); Executed Power of Attorney (1 page); Executed Declaration (1 page); Application Data Sheet (2 pages); and Return-Receipt Postcard.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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